This Instrument Prepared By:

George E. Copple, Jr., Attorney
Waller Lansden Dortch & Davis
2100 One Commerce Place
Nashville, Tennessee 37239

BOOK 10585 PG 545

POWER OF ATTORNEY

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

Know all men by these presents, which are intended to constitute a SPECIAL POWER OF ATTORNEY:

THAT I, DOROTHY R. NORTON, hereby grant and convey unto my son, Charles Norton, a Power of Attorney, authorizing and empowering him to do all acts and execute all documents as I might do if I were present in connection with the maintenance, repair, improvements, management, rental and leases on my real property known as Norton's Shopping Center in Davidson County, Tennessee (the "Property"), on such terms and conditions as he deems to be appropriate.

1. Scope of Authority. This Power of Authority grants Charles Norton authority and power to do all acts and to execute all documents in connection herewith, and is intended to be broadly construed and to grant him discretionary power to negotiate and agree upon terms and conditions of any document he may execute in connection herewith. I agree to be bound by his decisions. Without limiting the generality of this Power, said Charles Norton is specifically authorized to execute leases and contracts necessary to maintain and operate the Property.

2. Durable Power. This Power of Attorney shall not be affected by any subsequent disability or incapacity that I might have.

3. Revocation. This Power of Attorney may be revoked by me only by filing of a written instrument of revocation in the Register's Office of Davidson County, Tennessee.

4. To Facilitate Maintenance and Operation. The purpose of this Power is to facilitate maintenance and operation of the Property and the granting of this Special Power in no way diminishes or limits the General Power of Attorney, of even date herewith, which I executed in favor of Charles Norton.

IN WITNESS WHEREOF, I have hereunto signed my name this 25th day of June, 1985.

Dorothy R. Norton
Dorothy R. Norton

Personally appeared before me Anita McBride, a Notary Public in and for said State and County, Dorothy R. Norton, with whom I am personally acquainted, and who, upon oath, acknowledged that she executed the foregoing instrument for the purposes therein contained.

WITNESS MY HAND in Nashville, Tennessee, this 25th day of June, 1985.

Anita McBride
Notary Public

My Commisson Expires: 10-20-85

NOTARY PUBLIC

0342432
IDENTIF. ↑ REFERENCE

97 AUG 28 PM 12:01
FELIX Z. DE SOUCHE REGISTER
DAVIDSON COUNTY, TN.

PICK-UP

2105 08/28 0101 03CHECK
8.00

THIS INSTRUMENT PREPARED BY:

JAMES A. CARNEY
Attorney at Law
905 Stahlman Building
211 Union Street
Nashville, Tennessee 37201

BK 10585 PG 541

AFFIDAVIT OF HERISHIP

STATE OF TENNESSEE)
)
COUNTY OF DAVIDSON)

BARBARA SCIVALLY and JUNE SCIVALLY, being first duly sworn according to law, make oath as follows:

1. That they are adult citizens of Davidson County, Tennessee and are familiar with the family history of Esther (a/k/a Easter) Scivally, deceased, owner of the subject property, which is legally described as follows, to-wit:

> Map 81-15 - Parcel 192 - Improved Property, commonly known as 1809 Underwood Street, Nashville, Tennessee 37208
>
> Being Lot No. 49 in J.M. Harding's Addition to Nashville fronting 50 feet on the south side of Underwood Street and running back between parallel lines 150 feet to an alley as shown on plan of record in Book 21, page 80m Register's Office for Davidson County, Tennessee.
>
> Being the same property conveyed to Esther Scivally by deed from Elizabeth Langford, Mary Alice McClure, Joyce Overton, Frazier Scivally, Jr., James Edward Scivally, Kathleen Scivally, Lex C. Scivally, Rodney Scivally, and being all the children of Frazier Scivally, deceased, as of record in Book 5012, page 119, Register's Office for Davidson County, Tennessee.
>
> Esther Scivally and Easter Scivally are one and the same person.

2. That the said Esther (a/k/a Easter) Scivally died intestate in Davidson County, Tennessee on the 26th day of May, 1994, as evidenced by a certified copy of a death certificate attached hereto, and the real property owned by her at the time of her death was located in Davidson County, Tennessee as referred to above;

3. That Esther Scivally left no surviving spouse; had eight (8) children during her lifetime; namely, Elizabeth Langford, Mary Alice McClure, Joyce Overton, Frazier Scivally, Jr., James Edward Scivally, Kathleen Scivally, Lex C. Scivally and Rodney Scivally, and that two (2) of these children predeceased her; namely, Kathleen Scivally and Elizabeth Ann Langford.

4. Kathleen Scivally died on the 25th day of March, 1989 with one (1) child, who now survives, namely: